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Attorney for Defendant
DANIEL STEWART

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

DANIEL STEWART
LUKE BURROUGHS,

Defendants.

CASE NO. 2:20-CR-0194 MCE

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER

DATE: March 4, 2021
TIME: 9:00 a.m.
COURT: Hon. Morrison C. England, Jr.

STIPULATION

1. By previous order, this matter was set for status on December 3, 2020.
2. By this stipulation, defendants now move to continue the status conference until March 4, 2021, and to exclude time between December 3, 2020, and March 4, 2021, under Local Code T4.
3. The parties agree and stipulate, and request that the Court find the following:
 - a) The government has produced discovery associated with this case that includes 12793 Bates numbered documents. This includes bank records; memoranda of interviews, audio recordings, and video recordings. The government has also provided forensic images of electronic devices to the defense.
 - b) Counsel for defendants desire additional time to review the discovery for this matter, conduct investigation and research related to the charges, and to consult with their clients.

1 c) Counsel for defendants believe that failure to grant the above-requested
2 continuance would deny counsel the reasonable time necessary for effective preparation, taking
3 into account the exercise of due diligence.

4 d) The government does not object to the continuance.

5 e) Based on the above-stated findings, the ends of justice served by continuing the
6 case as requested outweigh the interest of the public and the defendant in a trial within the
7 original date prescribed by the Speedy Trial Act.

8 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
9 et seq., within which trial must commence, the time period of December 3, 2020 to March 4,
10 2021, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
11 T4] because it results from a continuance granted by the Court at defendants' request on the basis
12 of the Court's finding that the ends of justice served by taking such action outweigh the best
13 interest of the public and the defendant in a speedy trial.

14 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
15 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
16 must commence.

17 IT IS SO STIPULATED.

18 Dated: November 10, 2020

MCGREGOR SCOTT
United States Attorney

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21 /s/ JUSTIN LEE
JUSTIN LEE
Assistant United States Attorney

22
23 Dated: November 10, 2020

/s/ DAVID D. FISCHER
DAVID D. FISCHER
Counsel for Defendant
Daniel Stewart

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25
26 Dated: November 10, 2020

/s/ CANDICE FIELDS
CANDICE FIELDS
Counsel for Defendant
Luke Burroughs

FINDINGS AND ORDER

IT IS SO ORDERED.

Dated: December 2, 2020



MORRISON C. ENGLAND, JR.
SENIOR UNITED STATES DISTRICT JUDGE